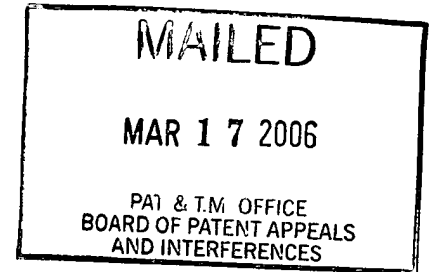


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte CHRISTOPHER CAVELLO,
PAUL DREW and MARK RUCH



Application No. 10/728,674

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on February 23, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On October 14, 2005, the examiner has mailed an Examiner's Answer in response to the appeal brief. A review of the file reveals that the (8) Evidence Relied Upon (with the listing of references being applied) and (10) Ground of Rejection


(listing the statement of rejections) sections are missing in the examiner's answer. Before further review, the examiner must provide the missing headings by filing a substituted examiner's answer. Appropriate correction is required.

Accordingly, it is

ORDERED that this application be returned to the examiner:

1) to file a substituted examiner's answer to enter the appropriate headings as stated above; and 2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 

DALE SHAW
Program and Resource Administrator
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